IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.2465 OF 2004

Shri Preet Singh Mohinder Singh
Dhingra & Anr. ...Petitioners

Versus

The State of Maharashtra & Anr. ...Respondents

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Mr.Vipin Kamdi with Mrs.Sarita S.Donde
for Petitioners.
Mr.K.V.Saste, A.P.P. for Respondent No.1.
Mr.H.S.Anand for Respondent No.2.

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CORAM: A.M.KHANWILKAR, J.

DECEMBER 17, 2004.

P.C.

1. Heard Counsel for the parties.

2. Rule. Rule made returnable forthwith, by consent. Mr.Saste, A.P.P. waives notice for Respondent No.1. Mr.Anand waives notice for Respondent No.2.

3. As short question is involved, the matter is taken up for final disposal forthwith, by consent.

4. Respondent No.2 has lodged complaint against the Petitioners, which has been registered as F.I.R. No.198 of 2004 at M.I.D.C. Police Station, Mumbai. The Respondent No.2 was married to Petitioner No.1. On account of certain disputes, now they have decided to permanently separate. Parties have arrived at amicable settlement. They have agreed that the matrimonial dispute pending before the Family Court will also be disposed of in terms of the settlement arrived at between the parties.

5. The Respondent No.2 is personally present in Court and states that she has no inclination to proceed against the Petitioners in relation to the offence registered by her. In this backdrop, in the interest of justice, the Petition ought to succeed in terms of prayer clauses (a) and (b), as

the parties are inviting that order.

6. Rule made absolute on the above terms.

7. All concerned to act on the ordinary copy of this order duly authenticated by the Office.

A.M.KHANWILKAR, J.